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**Congress of the United States**  
**House of Representatives**  
Washington, D.C. 20515

COMMITTEE ON WAYS AND MEANS  
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January 13, 2012

Mr. David McIntosh  
Associate Administrator for Congressional and Intergovernmental Relations  
Environmental Protection Agency  
1200 Pennsylvania Ave NW Rm 3426  
Washington, DC 20460-0001

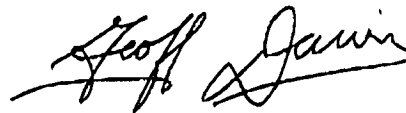
Dear Mr. McIntosh:

I have recently been contacted by a constituent, Kelley Leach, regarding the Environmental Protection Agency. Enclosed please find a letter detailing Mr. Leach's concerns.

Please review and extend every consideration to Mr. Leach's request. Also, please inform my constituent liaison, Alan Henderson, of the status and of any action that was taken on his behalf. Alan can be reached at my Ft. Mitchell District Office.

The information you provide will be most helpful to my constituent. Thank you for your time and attention to this matter.

Sincerely,



Geoff Davis  
Member of Congress

GD/ah  
Enclosure

ASHLAND OFFICE:  
1405 GREENUP AVENUE, SUITE 238  
ASHLAND, KY 41101  
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FAX: (606) 325-0866

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MAYSVILLE, KY 41058  
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LA GRANGE, KY 40031  
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WILLIAMSTOWN OFFICE:  
400 N. MAIN STREET, SUITE 145  
WILLIAMSTOWN, KY 41097  
PHONE: (859) 824-3320  
FAX: (859) 824-3340

Congressman Davis,

I will try to be as brief as possible of the situation we are getting ready to be forced into. Our neighborhood, land, air, and water along with the addition of our property values are getting ready to be completely destroyed by Louisville Gas & Electric's plan to construct a 218 acre Coal Ash Landfill within 1000 feet of our home.

I live on my grandparents' farm that dates back at least 100 years. My grandmother, still living at 95 years young has lived here for over 70 years. We used to live in one of the most peaceful areas of the county, and we had a very nice neighborhood until LG&E forced our neighbors out to construct a coal burning plant. Over the last 30 years we have had constant problems with the company's lack of properly taking care of their property. They forced our neighbors out and then proceeded to rent these acquired homes out for approximately 25 years. During this time, little maintenance was done on the houses until they were in such bad repair that LG&E finally quit renting them out and destroyed them. During that time, we were forced to live next to trashed up homes, junked cars, and sub standard renters.

They have plans to use dynamite to blast out 200+acres of forest, streams, ponds, and wildlife habitats to dump toxic coal ash for the next 40 years, as their plans suggest, not mentioning the permitting of over 900 acres. We feel we have no protection here to save what is left of our clean air, water, land, and property values. The construction and operation of this landfill will completely destroy all aspect of our daily lives. The construction is supposed to last two years and then the next 40 in operation; I will never see the end of this destruction of my once peaceful home in my lifetime. We have been inundated with steam blows from the plant that has awakened me countless times in the middle of the night, and there have been times that the steam blows have lasted for more than a week. We cannot get a full nights rest anymore on property my grandparents chose to raise my father, and he chose to raise his family on as peaceful country living.

They have submitted an application to the Division of Waste Management that currently has filed a deficiency because the area they are proposing to use for their ash pit is full of karst areas, and there is a cave there that is protected by state law. Please see insert below:

1. During the public meeting on October 6, 2011, DWM was informed about the presence of a cave in the proposed disposal fill area. The cave's location was confirmed by DWM personnel during a site visit on November 15, 2011. A review of historic files produced a November 1979 hydrogeologic investigation document (available upon request) identifying the cave as Wentworth Cave. Pursuant to the Kentucky Cave Protection Act (KRS 433.871 – 433.885), it is unlawful to remove, kill, harm, or otherwise disturb any naturally occurring organism found within any cave. In accordance with 401 KAR 45:030 Sections 3 and 4, DWM is unable to issue a permit inconsistent with state law.

The representative from LG&E has told me they plan on dynamiting the cave and karst areas from the site, and they feel that there will not be any danger to the water supply. There is documentation that studies show karst areas allow rapid transmission of water to the water table. Please see insert below:

401 KAR 45:130. Siting requirement for special waste landfills. Section 1 talks about buffer zones of 250 feet from a sinkhole or other karst features suggesting the rapid transmission of water to the watertable.

I am extremely concerned about the contamination of our land, air, and water, as well as, the destruction of our county. There are water wells that serve Trimble County Water District #1's customers (approximately 1500 customers), as well as, Henry County Water District #2's customers (approximately 6500 customers) that are in danger of contamination by the metals that are in the waste of coal ash.

I feel that we have no protection from the destruction of our lives and the peace for generations we have valued. I do not see how we cannot have any say in this type of situation and cannot be protected by the laws of this country.

Sincerely,

Mr. Kelley W. Leach



## CONGRESSMAN GEOFF DAVIS

Fort Mitchell District Office  
300 Buttermilk Pike, Suite 101  
Fort Mitchell, KY 41017  
(859) 426-0080 · (859) 426-0061 fax

Date: 01/13/2012

To: Environmental Protection Agency, Legislative Affairs

Fax number: (202) 501 - 1519

From: Alan Henderson

Re: Constituent: Kelley Leach

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Please see attached.

Thanks!